

## **MINUTES**

### **CIVIL SERVICE COMMISSION MEETING**

**Wednesday, March 17, 2010, at 9:30 a.m.**

522 Kenneth Hahn Hall of Administration  
Los Angeles, California 90012

### **9:30 A.M. CLOSED SESSION**

**Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.**

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

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### **10:00 A.M. AGENDA**

RECONVENED THE MEETING AT 10:23 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, March 10, 2010, for approval

APPROVED;

Unfinished Business

1. *Petition of **PAMELA MICKLES** for a hearing on her thirty (30) day **suspension**, effective July 24, 2008, from the position of Custodian, Department of Health Services, LAC+USC Healthcare Network, **Case No. 08-320.***

ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, ERNEST S. GOULD TO DISMISS THE MATTER FOR LACK OF JURISDICTION.

Unfinished Business (continued)

2. *Petition of **RENARD SHAFFER** for a hearing on his **discharge**, effective April 23, 2008, from the position of Financial Evaluator, Probation Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 08-194**.*  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, GEORGE E. LARNEY, TO SUSTAIN THE DEPARTMENT.
3. *Petition of **RUDY GONZALEZ** for a hearing on his seven (7) day **suspension**, effective June 11, 2008, from the position of Warehouse Worker Aid, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 08-238**.*  
OVER-RULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JAN FRANKEL SCHAU, TO REDUCE THE SUSPENSION TO FIVE (5) DAYS. COMMISSIONERS ADKINS AND MARTINEZ DISSENTED.
4. *Petition of **AURA HERNANDEZ** for a hearing on her thirty (30) day **suspension**, effective May 22, 2008, from the position of Eligibility Supervisor, Department of Public Social Services, **Case No. 08-205**.*  
OVER-RULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JOHN D. HARRIS, TO NOT SUSTAIN THE DEPARTMENT.
5. *Petition of **RICARDO MORENO** for a hearing on his thirty (30) day **suspension**, effective March 24, 2008, from the position of Intermediate Clerk, Department of Public Social Services, **Case No. 08-143**.*  
OVER-RULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, GAIL FROMMER, WITH THE EXCEPTION OF CONCLUSION OF LAW NO. 3 WHICH WAS STRICKEN. THE DEPARTMENT IS NOT SUSTAINED.
6. *Petition of **ELIZABETH RAMOS** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability and rating from records scores** received in the examination for Management Secretary IV, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1483**.*  
CONTINUED TO THE MEETING OF MARCH 31, 2010, AT THE REQUEST OF THE DEPARTMENT, IN ORDER TO CONTINUE TO ATTEMPT RESOLUTION. (PARTIES WAIVED NOTICE.) (AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A LETTER OF WITHDRAWAL IF AND WHEN IT IS RECEIVED.)

Unfinished Business (continued)

7. *Petition of **STEVEN SHERIDAN** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Assistant Deputy Director, Public Works, **Case No. 09-1464**.*  
PETITIONER'S REQUEST FOR A HEARING WITHDRAWN BASED ON A SETTLEMENT.
8. *Petition of **CHARLYNE S. WYRICK** for a hearing on the **denial of her return to work**, in the position of Children's Social Worker, Department of Children and Family Services, on her claim of medical discrimination in violation of Civil Service Rule 25 and the Americans with Disabilities Act, **Case No. 04-194**.*  
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

New Business

9. *Petition of **EMMA AVALYAN** for a hearing on her fifteen (15) day **suspension**, effective January 11, 2010, from the position of Social Worker, Department of Public Social Services, **Case No. 10-19**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
10. *Petition of **JAMES BOZAJIAN** for a hearing on his thirty (30) day **suspension**, effective January 25, 2010, from the position of Deputy District Attorney III, District's Attorney's Office, based on his claim of a Civil Service Rule 25 violation, **Case No. 10-22**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
11. *Petition of **ANTHONY L. COLLINS** for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective September 4, 2009, from the position of Custodian, Department of Health Services, LAC+USC Healthcare Network, **Case No. 09-1506**.*  
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)
12. *Petition of **SAMMY L. HUDSON** for a hearing on his fifteen (15) day **suspension**, effective January 12, 2010, from the position of Custodian, Department of Health Services, Rancho Los Amigos National Rehabilitation Center, **Case No. 10-15**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

13. *Petition of **ROSA SERNA** for a hearing on her fifteen (15) day **suspension**, effective January 12, 2010, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 10-21**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
14. *Petition of **CESAR RINCON** for a hearing on his **discharge**, effective January 13, 2010, from the position of Senior Regional Planning Assistant, Department of Regional Planning, **Case No. 10-25**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
15. *Petition of **RICHARD TORREZ** for a hearing on his **discharge**, effective January 4, 2010, from the position of Digital Systems Technician, Internal Services Department, **Case No. 10-18**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
16. *Petition of **ARTHUR LOPEZ** for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective May 13, 2008, from the position of Intermediate Clerk, Department of Public Social Services, **Case No. 08-243**.*  
APPEAL DISMISSED. (NO ONE APPEARED FOR THE PETITIONER.)
17. *Petition of **LUISA F. BARRETO** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Eligibility Supervisor, **Case No. 10-3**.*  
HEARING DENIED.
18. *Petition of **LEONARD CUE** for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Deputy Public Conservator/Administrator I, **Case No. 09-1454**.*  
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)
19. *Petition of **GASPAR A. MONTALVO** for a hearing on the Director of Personnel's denial of his appeal of the **rating from records score** received in the examination for Substance Abuse Counselor, **Case No. 09-1525**.*  
HEARING DENIED. COMMISSIONER FELTON DISSENTED.

New Business (continued)

20. *Petition of **DON Q. TRAN** for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Information Systems Supervisor III, Case No. 09-1530.*  
WAIVED THE TIMELINESS ISSUE. HEARING DENIED.

Miscellaneous

21. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.  
CARLENE DARLING FROM THE DEPARTMENT OF CHILD SUPPORT SERVICES ASKED A QUESTION REGARDING ITEM NO. 20.

ADJOURNED TO CLOSED SESSION AT 11:54 A.M.

## CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

### Unfinished Business

22. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective July 30, 2007, and **discharge**, effective April 28, 2008, from the position of Detention Services Officer, Probation Department, **Case No. 08-182P**.*  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE RECOMMENDATION OF THE HEARING OFFICER, JOAN CLAY-MANLEY, TO DEEM THE PETITION WITHDRAWN PURSUANT TO CIVIL SERVICE RULE 4.08(B).
23. *Petitioner's request for a hearing on his **discharge**, effective November 23, 2007, from the position of Detention Services Officer, Probation Department, **Case No. 07-513**.*  
OVER-RULED THE DEPARTMENT'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS OF THE HEARING OFFICER, TRUDI FERGUSON, WITH THE EXCEPTION OF FINDING OF FACT NO. 8, WHICH WAS DEEMED A CONCLUSION OF LAW AND DELETED. THE DEPARTMENT IS NOT SUSTAINED IN THE DISCHARGE. COMMISSIONERS ADKINS AND KAHWAJIAN DISSENTED.
24. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability and interview scores** received in the examination for Sergeant, **Case No. 09-1369**.*  
CONTINUED AT THE REQUEST OF BOTH PARTIES, IN ORDER TO CONTINUE TO ATTEMPT RESOLUTION.
25. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 09-1367**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
26. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 09-1366**.*  
CONTINUED AT THE REQUEST OF BOTH PARTIES, IN ORDER TO CONTINUE TO ATTEMPT RESOLUTION.

## CLOSED SESSION (continued)

### Unfinished Business (continued)

27. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 09-1368**.*  
CONTINUED AT THE REQUEST OF BOTH PARTIES, IN ORDER TO CONTINUE TO ATTEMPT RESOLUTION.

### New Business

28. *Petitioner's request for a hearing on his thirty (30) day **suspension**, effective January 4, 2010, from the position of Detention Services Officer, Probation Department, **Case No. 10-24**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
29. *Petitioner's request for a hearing on his **discharge**, effective December 31, 2009, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 10-16**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
30. *Petitioner's request for a hearing on her **discharge**, effective January 7, 2010, from the position of Detention Services Officer, Probation Department, based on her claim of a Civil Service Rule 25 violation, **Case No. 10-23**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
31. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Supervising Detention Services Officer, **Case No. 09-1524**.*  
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:49 P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:50 P.M.

Legal Advisor:  
Lester J. Tolnai

Deputy Executive Director:  
Sandy Stivers

Head Commission Specialist:  
Janice Davis

APPROVED BY THE CIVIL SERVICE  
COMMISSION ON MARCH 24, 2010

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

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Lawrence D. Crocker  
Executive Director